

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MARK ANTHONY BAIAMONTE (#101123),	*
Plaintiff	*
v.	*
	C.A. 02-3567
JAMES JANECKA, Warden of the George W. Hill	*
Correctional Facility, et al.,	*
Defendants.	*
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MOTION TO SUBSTITUTE COUNSEL

Defendants Catherine D. Dryden, Commissioner of the District Court of Maryland in District 2 (Wicomico County, Maryland), and Davis R. Ruark, State's Attorney of Wicomico County, Maryland (hereafter, "State Defendants"), by undersigned counsel, J. Joseph Curran, Jr., Attorney General of Maryland, and Kathleen J. Masterton, Assistant Attorney General, respectfully move for the substitution of counsel in the above-styled case, and for reasons state:

1. Assistant Attorney General Julia Andrew is the attorney of record for the State Defendants, having represented them in the motion proceedings to date in this matter. Ms. Andrew has retired from the Office of the Attorney General.
2. Assistant Attorney General Kathleen J. Masterton has been assigned by the Office of the Attorney General to handle this case. Filed concurrently with the instant motion is her motion for admission pro hac vice.

WHEREFORE, the State Defendants respectfully request that Julia Andrew be removed from the records of the court and the parties as the attorney of record, and that Kathleen J. Masterton be substituted in her place.

Respectfully submitted,

J. JOSEPH CURRAN, JR.
Attorney General of Maryland

KATHLEEN J. MASTERTON
Assistant Attorney General
200 St. Paul Place
Baltimore, Maryland 21202
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this ____ day of June, 2003, a copy of the foregoing Motion was mailed, postage prepaid, to:

Mark Anthony Baiamonte (#101123),
Allegheny County Jail,
950 2nd Avenue, Pittsburgh,
Pennsylvania 15219-3100

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KATHLEEN J. MASTERTON
Assistant Attorney General

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ORDER

The court, having considered the Motion to Substitute Counsel on behalf of defendants Dryden and Ruark, and the Motion for Admission Pro Hac Vice of Kathleen J. Masterton, and good cause being shown, it is this _____ day of _____, 2003, ORDERED, that both Motions be, and they hereby are, GRANTED.

Judge